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ATTORNEYS FOR PLAINTIFFS
 INDIEZONE, INC., A DELAWARE
 CORPORATION, AND EOBUY, LTD., AN
 IRISH PRIVATE LIMITED
 CORPORATION

ATTORNEYS FOR DEFENDANTS
 JINGIT LLC, JINGIT HOLDINGS, LLC,
 JINGIT FINANCIAL SERVICES, LLC,
 TODD ROOKE, JOE ROGNESS, PHIL
 HAZEL, SAM ASHKAR, HOLLY
 OLIVER, SHANNON DAVIS, JUSTIN
 JAMES, CHRIS OHLSEN, DAN
 FRAWLEY, DAVE MOOREHOUSE, II,
 TONY ABENA, CHRIS KARLS, JOHN E.
 FLEMING, AND MUSIC.ME, LLC

*Additional Counsel for Defendants on
 Signature Page*

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION**

Indiezone, Inc., a Delaware corporation, and
 EoBuy, Limited an Irish private limited company,

Plaintiffs,

vs.

Todd Rooke, Joe Rogness, Phil Hazel, Sam
 Ashkar, Holly Oliver and U.S. Bank, collectively
 the ***RICO Defendants***;

Jingit LLC, Jingit Holdings, LLC, Jingit Financial
 Services LLC, Music.Me, LLC, Tony Abena, John

Case No. 3:13-cv-04280 (VC)

**STIPULATION AND ~~PROPOSED~~
 ORDER TO CONTINUE INITIAL
 CASE MANAGEMENT
 CONFERENCE AND ASSOCIATED
 DEADLINES** AS MODIFIED

1 E. Fleming, Dan Frawley, Dave Moorehouse II,
 2 Chris Ohlsen, Justin James, Shannon Davis, Chris
 3 Karls in their capacities as officers, agents and/or
 4 employees of Jingit LLC, ***Defendants in***
Negligence, and Aiding/Abetting;

5 Wal-Mart, General Electric, Target, DOE(s) and
 6 ROE(s) 1 through 10, ***Defendants in Negligence***
Secondary-Vicarious Infringement,

7 Defendants.

8 WHEREAS, Plaintiffs Indiezone, Inc. and eoBuy, Limited filed the Complaint on
 9 September 16, 2013, alleging twenty-seven counts against the above-named Defendants related to
 10 alleged misappropriation of Plaintiffs' intellectual property (ECF 1);

11 WHEREAS, the Jingit Defendants¹ and Defendant U.S. Bank National Association ("U.S.
 12 Bank") stipulated with Plaintiffs for extensions of time to respond to the Complaint through
 13 January 10, 2014 (ECF 11-13 & 17);

14 WHEREAS, on January 10, 2014, the Jingit Defendants filed a: (1) Motion of Defendants
 15 Rooke and Rogness to Compel Arbitration with Indiezone, Inc. based on a mandatory arbitration
 16 clause in their employment agreements with Indiezone; (2) Motion to Dismiss Plaintiff eoBuy,
 17 Limited because this plaintiff dissolved in 2008 and lacked capacity to sue; and (3) Motion of
 18 Remaining Defendants to Stay All Remaining Proceedings pending the outcome of the arbitration
 19 (ECF 29);

20 WHEREAS, on January 10, 2014, Defendant U.S. Bank filed a motion joining the Jingit
 21 Defendants' Motions to Dismiss eoBuy, Limited and Stay All Remaining Proceedings (ECF 35);

22 WHEREAS, Plaintiffs filed a motion for leave to amend their Complaint to add or
 23 substitute a party on February 21, 2014, seeking to add "eoBuy Ventures Limited" as a plaintiff
 24 (ECF 57);

25
 26
 27 ¹ "Jingit Defendants" are Todd Rooke, Joe Rogness, Phil Hazel, Sam Ashkar, Holly
 28 Oliver, Jingit, LLC, Jingit Holdings, LLC, Jingit Financial Services, LLC, Music.Me, LLC, Tony
 Abena, John E. Fleming, Dan Frawley, Dave Moorehouse II, Chris Ohlsen, Justin James,
 Shannon Davis and Chris Karls.

1
2 WHEREAS, on March 6, 2014, Plaintiffs, Jingit Defendants and U.S. Bank filed a
3 Stipulation to Continue Initial Case Management Conference and Associated Deadlines based on
4 the Parties' agreement that it would be inefficient to plan discovery, motions and other case
5 management processes, including the Court's ADR Multi-Option Program, for a case in which
6 one plaintiff may be dismissed and that may shortly be ordered to binding arbitration where
7 different rules and procedures will govern (ECF 64);

8 WHEREAS, the parties to the March 6, 2014 Stipulation also agreed to combine the
9 hearings on Defendants' and Plaintiffs' pending motions (ECF 64);

10 WHEREAS, on March 7, 2014, Defendant Target Corporation ("Target") joined Jingit
11 Defendants' Motions to Dismiss eoBuy, Limited and Stay All Remaining Proceedings (ECF 69);

12 WHEREAS, on March 10, 2014, pursuant to the Parties' Stipulation, the Court ordered
13 continuation of the case management conference until roughly two months after the joint hearing
14 date for the pending motions (ECF 71);

15 WHEREAS, on March 11, 2014 Defendants Wal-Mart Stores, Inc. ("Wal-Mart") and
16 General Electric Company ("General Electric") joined Jingit Defendants' Motions to Dismiss
17 eoBuy, Limited and Stay All Remaining Proceedings (ECF 74);

18 WHEREAS, Plaintiffs filed a second motion for leave to amend their Complaint to add or
19 substitute a party on April 1, 2014 (ECF 84) and April 9, 2014 (ECF 90) seeking to add "eoBuy
20 Licensing Limited" as a plaintiff;

21 WHEREAS, on April 9, 2014, Plaintiffs filed a Motion Requesting an Enlargement of
22 Time to Submit a Corrected Response and/or Renew their Response to the Defendants' Motions
23 to Compel Arbitration, Dismiss or Stay Proceedings (ECF 91) to include "eoBuy Licensing
24 Limited" as a plaintiff in response to Defendants' motions;

25 WHEREAS, on April 17, 2014, the case was transferred to the Honorable Vince Chhabria
26 pursuant to the Order Reassigning Case;

27 WHEREAS, the Order Reassigning Case vacated all case management conference dates
28 and motion hearing dates;

1
2 WHEREAS, the Parties have conferred and have re-noticed all pending motions for
3 Thursday, June 5, 2014 at 1:30 p.m.;

4 WHEREAS, the Parties have conferred and still agree that it would be inefficient to plan
5 discovery, motions and other case management processes, including the Court's ADR Multi-
6 Option Program, for a case in which one plaintiff may be dismissed and that may be ordered to
7 binding arbitration where different rules and procedures will govern;

8 WHEREAS, notwithstanding the above, Plaintiffs have informed Defendants of their
9 intent to file a motion seeking expedited discovery of certain electronic evidence from Defendants
10 Rooke and Rogness also to be heard on Thursday, June 5, 2014 at 1:30 p.m.;

11 ACCORDINGLY, it is hereby stipulated and requested pursuant to Civil L.R. 6-2(a), by
12 Indiezone, Inc. and eoBuy, Limited (together, "Plaintiffs"), and Defendants Jingit LLC, Jingit
13 Holdings, LLC, Jingit Financial Services, LLC, Todd Rooke, Joe Rogness, Phil Hazel, Sam
14 Ashkar, Holly Oliver, Shannon Davis, Justin James, Chris Ohlsen, Dan Frawley, Dave
15 Moorehouse, II, Tony Abena, Chris Karls, John E. Fleming, Music.Me, LLC, U.S. Bank National
16 Association, Target Corporation, Wal-Mart Stores, Inc. and General Electric Company (together,
17 "Defendants"; Plaintiffs and Defendants collectively, the "Parties"), through their respective
18 counsel as follows:

19 1. That the Initial Case Management Conference, along with the associated deadlines
20 for the Rule 26(f) meet and confer, the Rule 26(f) Report and the ADR Multi-Option Program
21 deadlines be scheduled for ~~dates no earlier than August 2014, pending the Court's ruling on the~~
22 ~~pending motions, or such time thereafter as the Court's calendar will permit.~~
23 August 15, 2014, at 10:30 a.m.

24 This Stipulation and Request is supported by the attached Declaration of Counsel Pursuant
25 to Civil L.R. 6-2(a).
26
27
28

1 Dated: April 29, 2014

LAW OFFICES OF DOUGLAS R. DOLLINGER

2
3 By: /s/ Douglas R. Dollinger
Douglas R. Dollinger (*pro hac vice*)
4 NY Bar No. 2354926

5 ATTORNEYS FOR PLAINTIFFS INDIEZONE,
INC., A DELAWARE CORPORATION, AND
6 EOBUY, LTD., AN IRISH PRIVATE LIMITED
CORPORATION

7 -and-

8 Dated: April 29, 2014

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13
14 By: /s/ Angela E. Kleine
Angela E. Kleine

15 ATTORNEYS FOR DEFENDANT U.S. BANK
16 NATIONAL ASSOCIATION

17 -and-

18 Dated: April 29, 2014

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24
25 By: /s/ Peter M. Routhier
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26 ATTORNEYS FOR DEFENDANT TARGET
27 CORP.

28 -and-

1
2 Dated: April 29, 2014

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7
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Robert N. Phillips

9 ATTORNEYS FOR DEFENDANTS WAL-MART
10 STORES, INC. AND GENERAL ELECTRIC
11 COMPANY

12 -and-

13 Dated: April 29, 2014

MASLON EDELMAN BORMAN & BRAND,
LLP

14
15 By: /s/ Joseph P. Ceronsky
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HOLLY OLIVER, SHANNON DAVIS, JUSTIN
21 JAMES, CHRIS OHLSSEN, DAN FRAWLEY,
DAVE MOOREHOUSE II, TONY ABENA,
22 CHRIS KARLS, JOHN E. FLEMING, AND
MUSIC.ME, LLC

ATTESTATION UNDER L.R. 5-1(i)

In accordance with Local Rule 5-1(i), I have obtained concurrence in the filing of the document from each of the signatories, and I shall maintain records to support this concurrence for subsequent production for the Court, if so ordered, or for inspection upon request by a party.

By: /s/ Joesph P. Ceronsky
Joseph P. Ceronsky

PURSUANT TO STIPULATION, IT IS SO ORDERED

DATED: April 30, 2014

